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5 UNITED STATES DISTRICT COURT
6 DISTRICT OF NEVADA
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8 UNITED STATES OF AMERICA,)

9 Plaintiff,)

10 vs.)

11 RICHARD LEE SATERSTAD,)

12 Defendant.)
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Case No. 2:15-cr-00125-APG-GWF

ORDER


14 This matter is before the Court on Defendant's Motion to Compel Discoverable Materials
15 (ECF No. 147), filed on October 31, 2017. Pursuant to the Court's Minute Order (ECF No. 149),
16 Defendant file a Certificate of Service on November 13, 2017 which demonstrated that the motion
17 to compel was served on Cox Communications ("Cox"). *See* ECF No. 150. To date, Cox
18 Communications has not opposed the motion and the time for opposition has now expired.

19 Defendant requests that he be provided with the "complete records from Cox
20 Communications." Defendant represents that a subpoena was issued to Cox and that only partial
21 records were provided in response. Defendant asserts that the complete records are necessary to his
22 defense because they will form the basis of Defendant's challenge to the underlying warrant and
23 investigation. Moreover, Defendant attached an affidavit from his computer expert that states what
24 information is sought from Cox. The Court finds that Defendant has established how the subpoena
25 to Cox may be necessary for an adequate defense. In addition, the Court finds that Defendant is
26 unable to pay the costs associated with the issuance of the subpoena. Accordingly,

27 **IT IS HEREBY ORDERED** that Defendant's Motion to Compel Discoverable Materials
28 (ECF No. 147) is **granted**.

IT IS FURTHER ORDERED that Defendant shall submit to the Court a proposed subpoena to Cox Communications no later than **December 8, 2017**. Upon review and approval, the Court will then order that the subpoena be issued and served.

DATED this 29th day of November, 2017.


GEORGE FOLEY, JR.
United States Magistrate Judge